

RDI APPLICATION  
MANGANESE ROAD  
WASHINGTON COUNTY,  
UTAH

ATTACHMENT 38

Gzegtr w

Marvin Jones

IN THE UNITED STATES JUDICIAL DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

WASHINGTON COUNTY, UTAH, )  
a Utah political )  
subdivision; and STATE )  
OF UTAH, )  
 )  
Plaintiffs, ) Case No. 2:12-cv-00471 CW  
 )  
v. ) Judge Clark Waddoups  
 )  
UNITED STATES OF AMERICA, )  
 )  
Defendant. )  
 )  
and )  
 )  
SOUTHERN UTAH WILDERNESS )  
ALLIANCE, et al., )  
 )  
Proposed Intervenor )  
Defendants. )

Videotaped deposition of MARVIN A. JONES,  
taken by the Plaintiffs, on Wednesday, May 8, 2013,  
at 2:00 p.m., at The Justice Center, 33 North  
100 West, Suite 350, St. George, Utah, reported by  
Jerry R. Martin, RPR.

1 because that was an area that got out into this big  
2 country that I didn't hunt on until later on,  
3 probably in the '70s when we went out into Daggett  
4 Flat.

5 Q. Let me direct your attention to a road  
6 that's marked on Exhibit 10 as Manganese Road/0063,  
7 and you've mentioned that early in your testimony.  
8 Are you familiar with that road?

9 A. Yes, I am.

10 Q. When did you first become aware of that  
11 road?

12 A. That would have probably been in the  
13 '50s. Yes, it would have been in the '50s because  
14 that road has been there for a long time.

15 Q. Why were you first on that road? Do you  
16 recall?

17 A. We hunted in there off of that road in  
18 the '50s and '60s.

19 Q. Do you know whether that is maintained  
20 road? Is it bladed?

21 A. It is now. I don't know whether it was  
22 then or not.

23 Q. And do you know when it was first bladed?

24 A. No, I don't.

25 Q. There is a complex of roads that sits to

1 the northeast of Manganese Road and the west of Tobin

2 Wash Road. Do you see the roads I'm talking about?

3 A. Yes.

4 Q. Now, are you generally familiar with

5 those roads?

6 A. Yes.

7 Q. Are those roads that you've used for

8 hunting?

9 A. Yes.

10 Q. And when did you start hunting that area

11 generally?

12 A. This road here, Tony, was put in -- this

13 is the old Powerline Road. It comes down in and

14 crosses the Manganese Wash. Now, when that power

15 line was put in there, I can't tell you. But that is

16 the road that comes off of the Tobin Wash Road and

17 comes down through here and crosses the Manganese

18 Wash.

19 Q. All right. You're referring to a road

20 that's marked on Exhibit 10 as 0127 and becomes 0129

21 on its -- on the southern end as it joins Manganese

22 Road.

23 A. Mm-hmm.

24 Q. Is that all one road?

25 A. Yes.

1 Q. Do you know whether that was put in at  
2 the same time they put the power line in?

3 A. I'm sure that's why it was put in there.  
4 Well, I would say that's why it was put in there.  
5 I'm not sure. But that -- that's the one -- we  
6 travel it all the time now on our four-wheelers, and  
7 that's what it -- that's what it does. There's  
8 little side roads that goes off to the power line,  
9 power poles. But that road is there, yes.

10 Q. When do you believe you were first on  
11 that road?

12 MS. STIMMEL: And for the record, I think  
13 we should make clear whether or not you're also  
14 talking about the portion of the road marked 0127 that  
15 turns to the southeast when it meets up with --

16 MR. RAMPTON: I see.

17 MS. STIMMEL: -- 0129.

18 Q. (BY MR. RAMPTON) All right. 0127 wraps  
19 around and actually ties back into Manganese Road  
20 further to the southeast. Do you see that stretch?

21 A. Yes.

22 Q. All right. Let's talk about the loop --  
23 the entire loop that is 0127.

24 A. Okay. I know that we hunted on this road  
25 here from this point up into here. But as far as

1 that road up in there, I'm not sure when that -- when  
2 that went through. Whether it was there or not, this  
3 was as far as we would go in.

4 Q. All right. So you've pointed to a  
5 section of 0127 that runs from Manganese Road  
6 northwest until it adjoins 0129. Is that the road  
7 you're talking about?

8 A. Yes.

9 Q. And when did you start hunting that road?

10 A. We hunted that -- we started hunting it  
11 back in the '50s, in that area.

12 Q. The section of road that is 0129, are you  
13 familiar with that stretch of the road?

14 A. I am, yes, because we run it on the  
15 four-wheelers, yes. But like I say, that whole thing  
16 comes clear through here into the Manganese Road.  
17 When that was put in, I'm not sure.

18 Q. Okay.

19 Directing your attention to a road that's  
20 marked on Exhibit 10 as 0128, do you see that stretch  
21 of road?

22 A. Mm-hmm.

23 Q. Are you familiar with that road?

24 A. It comes out of Gunlock. No, I'm not. I  
25 wasn't aware there was a road that was there.